THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.7566 of 2007

13.4.2007

Between:

Telugu Dalitha Bhoujana Sangham, represented by its
Secretary Mrs.Renuka Devi, R.Krishnaiah Nagar,
Thatti Annaram Village, Hayathnagar Mandal, Ranga Reddy District

… Petitioner

AND

The District Collector, Ranga Reddy District
And others

… Respondents

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WRIT PETITION No.7566 of 2007

ORDER:

Telugu Dalitha Bhoujana Sangham, R.Krishnaiah Nagar in Thatti Annaram Gram Panchayat of Hayatnagar Mandal in Ranga Reddy District, filed the instant writ petition seeking a writ of Mandamus directing the respondents – the District Collector; Revenue Divisional Officer (RDO); Commissioner, Hayatnagar Municipality; Mandal Revenue Officer (MRO); and Chairman & Managing Director, A.P.Central Power Distribution Company Limited – to provide minimum basic amenities such as drinking water, electricity, ration cards to the members of petitioner sangham, who are assigned pattas in survey No.26 situated at Thatti Annaram village.

Petitioner is statedly registered under A.P. Societies Registration Act, 2001, vide registration No.532/2007 dated 29.3.2007. It consists of members, who were assigned house site pattas admeasuring 60 Sq.yards each in the land in survey No.26. They raised structures and residing in the colony known as R.Krishnaiah Nagar. Petitioner alleges that though the names of its members are included in the voters' list and they cast their votes in the panchayat elections, they were not provided with basic amenities like drinking water, electricity and ration cards, in spite of oral representations made to the authorities.

The writ petition is conceived. There are mainly two reasons to say so. It shall be the duty of the State to strive to promote the welfare of the people and direct its policy towards securing all citizens' facility to develop in healthy manner. It is also be primary duty of the State to take steps to raise the standard of living of its people and improve public health. These are some of the directive principles included in

Part-IV of the Constitution of India. Directive principles of State policy indeed speak of all these things but Article 37 prohibits any Court from enforcing these directive principles. Petitioner precisely seeks such a Mandamus which is prohibited under the Constitution. Secondly, in 2005, the President of petitioner sangham and 24 others filed W.P.No.12361 of 2005 alleging that there is a threat of dispossession from the revenue officials and this Court ordered interim stay of dispossession. It may be due to pendency of W.P.No.12361 of 2005, respondents did not take necessary action to take up developmental works in the colony. All these essential facts are absent in the affidavit filed accompanying the present writ petition. Therefore, no writ can be issued as prayed for.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

April 13, 2007.

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